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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/699,902	11/03/2003	Frank Eidam	BGEE 2 00025	4386
27885	7590	01/11/2008		
FAY SHARPE LLP 1100 SUPERIOR AVENUE, SEVENTH FLOOR CLEVELAND, OH 44114			EXAMINER BRITTAIN, JAMES R	
			ART UNIT 3677	PAPER NUMBER
			MAIL DATE 01/11/2008	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10699902	11/3/2003	EIDAM, FRANK	BGEE 2 00025

FAY SHARPE LLP  
1100 SUPERIOR AVENUE, SEVENTH FLOOR  
CLEVELAND, OH 44114

**EXAMINER**

James R.. Brittain

ART UNIT	PAPER
3677	20080107

DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

Commissioner for Patents

See attached Notice of Non-Responsive Amendment.

/James R. Brittain/  
Primary Examiner  
Art Unit: 3677

***Response to Amendment***

The reply filed on October 23, 2007 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The claim listing doesn't comply with 37 CFR 1.121 because applicant provides instructions to cancel claims 13-31 and 41-63, many of which were previously canceled by prior communications, rather than provide the status identifiers for these claims in parentheses as required by 37 CFR 1.121. The prosecution is therefore unclear. This rule requires all claims to be listed in the claim listing with an appropriate status identifier in parentheses. In response to this notice, applicant is required to provide a new claim listing utilizing the appropriate status identifiers for claims 13-31 and 41-63. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to James R. Brittain whose telephone number is (571) 272-7065. The examiner can normally be reached on M-F 5:30-2:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, J. Gay can be reached on (571) 272-7029. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/James R. Brittain/  
Primary Examiner  
Art Unit 3677

JRB